



Office of the Attorney General  
State of Texas

DAN MORALES  
ATTORNEY GENERAL

August 28, 1996

Mr. Richard J. Ybarra  
Open Records Coordinator  
General Counsel Division  
Office of the Attorney General  
P.O. Box 12548  
Austin, Texas 78711-2548

OR96-1543

Dear Mr. Ybarra:

You ask whether certain information is subject to required public disclosure under chapter 552 of the Government Code. Your request was assigned ID# 34279.

The Office of the Attorney General received a request for records related to an investigation of the Henderson County District Attorney E. Ray Andrews. We understand that this office intends to provide the requestor with much of the requested information. You claim, however, that section 552.108 of the Government Code excepts the remaining information from required public disclosure.

Section 552.108 excepts from disclosure "[i]nformation held by a law enforcement agency or prosecutor that deals with the detection, investigation, or prosecution of crime." Gov't Code § 552.108; *see Holmes v. Morales*, 924 S.W.2d 920 (Tex. 1996). Because the remaining records deal with the investigation of crime, you may withhold the records under section 552.108 of the Government Code.

We are resolving this matter with an informal letter ruling rather than with a published open records decision. This ruling is limited to the particular records at issue under the facts presented to us in this request and should not be relied upon as a previous determination regarding any other records. If you have questions about this ruling, please contact our office.

Yours very truly,

A handwritten signature in black ink, reading "Loretta R. DeHay", is written over the typed name.

Loretta R. DeHay  
Assistant Attorney General  
Open Records Division

LRD/SAB/rho

Ref.: ID# 34279

Enclosures: Submitted documents

cc: Mr. Mark Aprigliano  
SIC, Inc.  
c/o Mr. Richard J. Ybarra  
Open Records Coordinator  
General Counsel Division  
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P.O. Box 12548  
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(w/o enclosures)